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DEC 18 2003

In re Application of :
Nair, et al. :
Application No. 10/601,938 :
Filed: June 23, 2003 :
Attorney Docket No. 9180-29 :

OFFICE OF PETITIONS

DECISION GRANTING PETITION

This is a decision on the petition filed October 10, 2003, under 37 CFR 1.10 requesting that the above-cited application be accorded a filing date of June 23, 2003, rather than the presently accorded filing date of June 24, 2003.

Petitioner alleges that the application was deposited with the Express Mail Service on June 23, 2003. In support of the allegation, the petition is accompanied by a copy of the Express Mail postcard with a tracking number EV353608459US showing a "date-in" of June 23, 2003. The tracking number cited is the same number found on the application transmittal sheet that accompanied the original application papers. The evidence is convincing that the application papers were deposited on June 23, 2003.

In view of the above, the petition is granted. The new filing date for the above-cited application is June 23, 2003.

The Office of Initial Patent Examination will further process the application with a filing date of June 23, 2003, and issue a corrected filing receipt.

Any inquiries related to this decision should be directed to the undersigned at (703)305-0010.

Kenya A. McLaughlin
Petitions Attorney
Office of Petitions